

IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION

MARK ALAN BYRD, #142 221,

Plaintiff,

v.

WARDEN KENNETH JONES, *et al.*,

Defendants.

CASE NO. 2:08-cv-244-MHT
(WO)

ORDER

The magistrate judge entered a recommendation in this case to which no timely objections have been filed. After a review of the recommendation and after an independent and de novo review of the entire record, the court believes that the recommendation should be adopted. Accordingly, it is ORDERED that:

- (1) The recommendation (Doc. #45) of the magistrate judge is adopted.
- (2) This case is dismissed without prejudice due to the plaintiff's failures to prosecute this action and to comply with the orders of this court.

A separate judgment shall issue.

DONE, this the 17th day of May, 2010.

/s/ Myron H. Thompson
UNITED STATES DISTRICT JUDGE